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December 23, 2005

From: Dan Cleveland, Jr.

Matter No.: 408445

To:	Company:	Fax Number:	Phone Number:
Mail Stop: Amendment, Attn: Examiner Sullivan Group Art Unit 1636	U.S. Patent Office	(571) 273-8300	

Number of Pages Transmitted (including this cover sheet): **15**

Message:

In re application of: Signer, Ethan R. et al.

Confirmation No.: 4053

Application No.: 09/879,329

Group No.: 1636

Filed: June 12, 2001

Examiner: Sullivan, Daniel M.

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 BLDRDOCS 92375v1

P. 06
DEC 23 2005

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2008. OMB 0651-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL
for FY 2005**☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 125)

Complete If Known

Application Number	09/879,329
Filing Date	June 12, 2001
First Named Inventor	Ethan R. Signer
Examiner Name	Daniel M. Sullivan
Art Unit	1636
Attorney Docket No.	408445

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify) :☒ Deposit Account Deposit Account Number: 12-0600

Deposit Account Name: LATHROP & GAGE LC

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s)
Under 37 CFR 1.16 and 1.17☒ Credit any overpayments

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	—
Design	200	100	100	50	130	65	—
Plant	200	100	300	150	160	80	—
Reissue	300	150	500	250	600	300	—
Provisional	200	100	0	0	0	0	—

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims

21 -20 or HP= 1 x \$25 = \$25

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims

4 - 3 or HP= 1 x \$100 = \$100

HP = highest number of independent claims paid for, if greater than 3.

Small Entity

Fee (\$)

50 25

200 100

360 180

Multiple Dependent Claims

Fee (\$)

Fee Paid (\$)

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
—	- 100 = —	/ 50 = —	(round up to a whole number) x	=


4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge) :

Fees Paid (\$)

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	36,106	Telephone	(720) 631-3012
Name (Print/Type)	Don Cleveland, Jr.	Date	December 23, 2005		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT**

Practitioner's Docket No. 408445

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Signer, Ethan R. et al.
Application No.: 09/879,329
Filed: June 12, 2001

Confirmation No.: 4053
Group No.: 1636
Examiner: Sullivan, Daniel M.

For: REMOVAL OF SELECTABLE MARKERS FROM TRANSFORMED CELLS

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

AMENDMENT

This communication responds to the Office Action dated June 24, 2005, and is accompanied by a petition for extension of time.

Written Request Pursuant to 37 C.F.R. §1.136(a)(3):

Please accept this authorization to treat any concurrent or future reply that requires a petition for extension of time for its timely submission as though the reply incorporates a petition for extension of time for the appropriate length of time. A three month extension of time is requested.

Amendments to the claims begin on page 2.

Remarks begin on page 7.

12/28/2005 EFLORES 00000007 120600 09879329

01 FC:2201 100.00 DA
02 FC:2202 25.00 DA

Signer et al.
Application Serial No. 09/879,329